

The Georgia State Board of Pharmacy met on **June 3, 2003 at the University of Georgia, School of Pharmacy, Athens, GA**

Members Present:

- John Sherrer, President
- Mickey Tatum, Vice President
- Eddie Madden
- Bill Prather
- Mike McGee
- Jeff Lurey

Others Present:

- Bill Atkins, Director
- Rick Allen, Dep. Dir., Georgia Drugs and Narcotics Agency
- Janet B. Wray, Board Attorney
- Anita O. Martin, Executive Director
- Laura Sturick, Board Secretary

Mr. Sherrer established that a quorum was present, and called the meeting to order at 10:20 A.M.

Mr. Lurey moved, Mr. McGee seconded, and the Board voted to enter into EXECUTIVE SESSION in accordance with **O.C.G.A §§43-1-19(h)(2) and 43-1-2(k)** to review applications, deliberate on disciplinary matters, and to receive information on investigative reports. Voting in favor of the motion were those present who included Board Members Mr. Prather, Mr. Madden and Mr. Tatum.

At the conclusion of EXECUTIVE SESSION the Board returned to **Open Session** to vote on the matters discussed in Executive Session and to conduct other Board business.

APPOINTMENT (S)

- The Board met with **D.H.** prior to being allowed to sit for the June examination.
- The Board met with **Ron Clerico** to discuss Central Fill Issues.

Mickey Tatum, Cognizant Board member reported on the following cases:

- #A03-37, #A03-42, #A03-43, #A03-44, #A03-45 and #A03-47.

Janet B. Wray, Attorney General's Office

- Mrs. Wray presented 1 public consent order for acceptance on Clifford Dodgen.
- Mrs. Wray also reported on other cases in her office.

Bill Atkins, Director, Georgia Drugs & Narcotics Agency:

- Request advice from AG's office regarding reducing the funding for staffing.
- RICO investigation Forfeitures
- Provided HIPAA update
- Provided GDNA budget update

Applications

- Applications submitted for possible approval on **W.B. and C.J.L.**

D.H.: Mr. Tatum made a motion to **allow** the applicant to sit for the June examinations and to be licensed upon achieving a passing score. The motion was seconded by Mr. Prather and was approved by the Board.

Ron Clerico, AmerisourceBergen: The Board directed that a response be sent to Mr. Clerico advising him that based on the information provided; the Board does not find any violation of Georgia Laws and Rules. AmerisourceBergen must meet all licensing requirements and adhere to all Federal, State & local laws, rules and requirements. However, be informed that repercussions may occur if the actual process is altered from the original presentation.

The following votes were made in reference to the **Cognizant Member's** report:

#A03-37: The cognizant member recommended **referring the case to the Attorney General's office for the drafting of a Summary Suspension**. Mr. Madden made a motion to accept the recommendation. The motion was seconded by Mr. Prather and was approved by the Board.

#03-42: The cognizant member recommended **sending a voluntary surrender** to the intern. Upon Board acceptance, the intern must complete 90/90 chemical dependency meetings and obtain a medical assessment prior to possible reinstatement of the intern license. Mr. Prather made a motion to approve the recommendation. The motion was seconded by Mr. Lurey and was approved by the Board.

#A03-43: The cognizant member recommended **accepting voluntary surrender** signed by the pharmacist upon receipt. Mr. Prather made a motion to approve the recommendation. The motion was seconded by Mr. Lurey and was approved by the Board.

#A03-44: The cognizant member recommended **closing the case with a letter of concern** to the pharmacist. Mr. Lurey made a motion to accept the recommendation. The motion was seconded by Mr. Madden and was approved by the Board.

#A03-45: The cognizant member recommended **accepting voluntary surrender** signed by the pharmacist upon receipt. Mr. Madden made a motion to approve the recommendation. The motion was seconded by Mr. McGee and was approved by the Board.

#A03-47: The cognizant member recommended **sending a private interim consent order** to the pharmacist. Mr. Prather made a motion to approve the recommendation. The motion was seconded by Mr. Lurey and was approved by the Board.

The following votes were made in reference to **Mrs. Wray's** report:

- **Clifford Dodgen, RPh.:** Mr. McGee made a motion to **accept** the public consent order signed by Mr. Dodgen. The motion was seconded by Mr. Madden and was approved by the Board.

The Board made the following votes regarding the submitted applications:

- **W.B.:** Mr. McGee made a motion to **approve** the applicant's request for licensure as a nuclear pharmacist. The motion was seconded by Mr. Lurey and was approved by the Board.
- **C.J.L.:** Mr. Lurey made a motion to **approve** the applicant's request for reinstatement as a pharmacist. The motion was seconded by Mr. Madden and was approved by the Board. Mr. Sherrer recused himself from the vote.

Letter by Cynthia Johnson, RPh.: Mr. Tatum made a motion to **approve** Ms. Johnson's request to meet with the Board at the next available meeting to discuss possible reinstatement. The motion was seconded by Mr. McGee and was approved by the Board.

Letter by Michael U. Turnage, RPh.: Mr. Lurey made a motion to **approve** Mr. Turnage's request to meet with the Board to discuss possible reinstatement at the next available meeting. The motion was seconded by Mr. McGee and was approved by the Board.

Letter by Julie Wellman, RPh.: Mr. McGee made a motion to **deny** Ms. Wellman's request to lift the provision of submitting compounding logs to the Board as outlined in her consent order. The motion was seconded by Mr. Tatum and was approved by the Board.

Letter by Charlie Waters, Intern: Mr. Tatum made a motion to **approve** Mr. Water's for request for intern hours obtained at the research laboratory, UGA on a one (1) for two (2) basis. The motion was seconded by Mr. McGee and was approved by the Board.

Letter by Adina Hirsch, Intern: Mr. Tatum made a motion to **approve** Mr. Hirsch's request for intern hours obtained at the research laboratory, Mercer University on a one (1) for two (2) basis. The motion was seconded by Mr. McGee and was approved by the Board.

Newly Licensed Pharmacists/Pharmacy Interns: Mr. Prather made a motion to **ratify** all newly licensed pharmacists/pharmacy interns. The motion was seconded by Mr. Lurey and was approved by the Board. (Attachment 1)

Letter by J.L.M.: Mr. Madden made a motion to **approve** respondent's summary regarding the submitted quarterly report updates. The motion was seconded by Mr. Lurey and was approved by the Board.

Letter by William C. Crenshaw, Powell, Golstein Frazer & Murphy, LLP: This item was viewed as informational by the Board.

Draft; May Minutes: Mr. Tatum made a motion to **approve** the May minutes as presented. The motion was seconded by Mr. Tatum and was approved by the Board.

Letter by Danah M. Griffis, RPH.: Mr. Madden made a motion to **approve** Ms. Griffis' request to lift the probation restrictions from her pharmacist license. The motion was seconded by Mr. Madden and was approved by the Board.

Letter by Daniel Smith: Mr. Lurey made a motion to **approve** Mr. Smith's request to meet with the Board to discuss possible reinstatement at the next available meeting. The motion was seconded by Mr. McGee and was approved by the Board.

Letter by James K. Utt, John Deere Health, re: Lindsey E. Kesler, Intern: Mr. Tatum made a motion to **approve** Mr. Utt's for request on Mr. Kelser's behalf for intern hours obtained at John Deere Health on a one (1) for two (2) basis. The motion was seconded by Mr. Prather and was approved by the Board.

Letter; Sally Fernbach; Methapharm.: The Board directed that a letter **be sent** advising Ms. Fernbach that if her company is aware of any Georgia licensed pharmacist who is violating the law, to report the issue to the Good & Drug Administration who is charged with the oversight of this issue.

Letter by Jimmie Barrett, U.S. Consumer Product Safety Commission: The Board directed that a response **be sent** to Ms. Barrett advising her that the Board appreciates her invitation to participate in the monitoring and enforcing of PPPA regulations at a pharmacy level, however; at the present time, there is not adequate staff available to participate.

E-Mail; Renee Gagliano, R.N.: The Board directed that a response **be sent** advising Ms. Gagliano that the Board does not respond to surveys.

Letter by P.F.F.: Mr. McGee made a motion to **approve** the respondent's request to lift the maximum of 30 hours work restriction from the pharmacists' license. The motion was seconded by Mr. Madden and approved by the Board.

Anita Martin, Executive Director:

- Presented 8 reinstatement applications for Board approval.
 - Mr. Lurey made a motion to **approve** the 8 applications submitted for reinstatement. The motion was seconded by Mr. Prather and was approved by the Board.
- Provided information regarding renewal update.
- Provided information regarding rules not being updated via the web site
 - Mr. Madden made a motion to notify Ms. Coral White in writing requesting the posting of the currents Laws and Rule via the web site. The motion was seconded by Mr. Lurey and was approved by the Board.
- Reported on 11 former Board members would assist with June examinations.

There being no further business to be discussed, the meeting was adjourned at 2:20 P.M. to allow the Board members to assist with the examinations.